

THE HONORABLE LAUREN KING

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

NINTENDO OF AMERICA INC., a
Washington Corporation,

Plaintiff,

v.

JAMES C. WILLIAMS a/k/a ARCHBOX, an
individual,

Defendant.

CASE NO. 2:24-CV-00960-LK

**DECLARATION OF NINTENDO OF
AMERICA INC. IN SUPPORT OF
MOTION FOR ENTRY OF DEFAULT
JUDGMENT**

DECLARATION

I, Tanner Lauerman, declare as follows:

1. I am employed by Plaintiff Nintendo of America Inc. ("Nintendo") as Assistant Program Manager. I have worked for Nintendo in this or other positions since October of 2021, and through these positions am familiar with the facts in this matter, and of the investigation conducted in connection therewith by Nintendo and its counsel Mitchell Silberberg & Knupp LLP ("MSK"). Through the course of my duties and responsibilities at Nintendo, I have personal knowledge of the following facts and, if called and sworn as a witness, could and would testify competently thereto.

2. As part of my role at Nintendo, I have assisted in efforts to investigate violations of Nintendo's rights taking place through so-called "freeshops," which offer via the Internet pirated copies of copyrighted games for Nintendo's popular Switch platform (hereinafter the "Pirate Shops"). Among other things, this has included investigation into the facts of this matter and confirming the availability on the Pirate Shops of Nintendo's copyrighted games published and marketed for the Switch platform, including the games identified in Schedule A to the Complaint (hereinafter the "Nintendo Switch Games").

Social Media Involving the Pirate Shops and "Archbox"

3. In the course of its investigation, Nintendo became aware of various communities or "servers" created on the social media platform Discord dedicated to promoting and facilitating use of the Pirate Shops. These communities frequently were identified as having tens of thousands of members. Attached hereto as **Exhibit 24** are true and correct copies of screenshots obtained by me documenting certain of these Discord servers, stating their membership statistics.

4. In or around November 2023, after certain of the Pirate Shops no longer operated, Nintendo became aware of a new shop, "LiberaShop," which was actively promoted by the individual known as "archbox."

5. Attached hereto as **Exhibit 25** are true and correct copies of portions of a web page appearing on the website Reddit.com, titled "Introducing LiberaShop, a new Tinfoil shop," which

1 I accessed and caused to be captured on or about November 22, 2023 from the URL
 2 [https://www.reddit.com/r/SwitchPirates/comments/1812vtv/introducing_libera_a_new_tinfoil_sho](https://www.reddit.com/r/SwitchPirates/comments/1812vtv/introducing_libera_a_new_tinfoil_shop/)
 3 [p/](https://www.reddit.com/r/SwitchPirates/comments/1812vtv/introducing_libera_a_new_tinfoil_shop/).

4 6. Attached hereto as **Exhibit 26** are true and correct copies of postings made by
 5 “archbox” on the Discord social media platform concerning LiberaShop, which I reviewed and
 6 which were preserved by Nintendo in the regular course of business.

7 7. Attached hereto as **Exhibit 27** is a true and correct copy of an account profile for
 8 “archbox” on another Discord server, which I reviewed and which was preserved by Nintendo in
 9 the regular course of business. As the time of preservation, the screenname of this account
 10 appeared as “libera tienda Tinfoil 2024.” I understand “tienda” to be a Spanish word meaning
 11 “shop.”

12 **Availability of Nintendo Switch Games on the Pirate Shops**

13 8. As part of my duties in this matter, I confirmed that materials offered via the Pirate
 14 Shops included actual copies of Nintendo Switch Games that could be downloaded and installed
 15 on a Nintendo Switch device using Tinfoil and other methods necessary to circumvent Nintendo’s
 16 various technological protection measures (“TPMs”), as described in this matter’s Complaint.

17 9. As part of this process, I confirmed that pirated digital copies of all thirty Nintendo
 18 Switch Games listed on Schedule A to the Complaint were available on one or more of the Pirate
 19 Shops associated with Defendant Williams, including but not limited to LiberaShop. Across the
 20 Pirate Shops, more than 10,000 copies of software game files were being offered.

21 10. As an example, attached hereto as **Exhibit 28** is a true and correct photograph of a
 22 screen viewable by a user of Tinfoil when using that application in connection with the Pirate
 23 Shop “Turtle in the Shop Pro,” from which I was able to successfully download and install the
 24 copyrighted software for the Nintendo Switch Game *Legend of Zelda: Tears of the Kingdom*.
 25 Additionally, attached hereto as **Exhibit 29** is a true and correct copy of a welcome page shown
 26 after connecting to that Pirate Shop.

1 11. Attached hereto as **Exhibit 30** is a true and correct photograph of a screen viewable
2 by a user of Tinfoil when using that application in connection with the Pirate Shop LiberaShop,
3 from which I was able to successful download and install the copyrighted software for the
4 Nintendo Switch Game *Animal Crossing: New Horizons*

5 12. Attached hereto as **Exhibit 31** is a true and correct copy of a page generated when
6 running a search for the word "mario" on the website of the Pirate Shop "JITS," which I accessed
7 and caused to be captured on or about May 1, 2023. This page reflects the availability through
8 JITS of three different *Mario* game titles listed on Schedule A to the Complaint.

9 13. Attached hereto as **Exhibit 32** is a true and correct copy of a page generated when
10 running a search for the word "Zelda" on a Google Drive folder for the Pirate Shop "Nekodrive,"
11 which I accessed and caused to be captured between November 1 and November 7, 2023. This
12 page reflects the availability through Nekodrive of two of the three different *Zelda* game titles
13 listed on Schedule A to the Complaint.

14 14. Attached hereto as **Exhibit 33** is a true and correct excerpt from a partial list of
15 files obtained from Google Drive for the Pirate Shop "Nekodrive," which I caused to be
16 downloaded on or about May 4, 2023. As shown, this list alone identified at least 14 of the
17 Nintendo Switch Games listed on Exhibit A to the Complaint.

18 15. Prior to the filing of the Complaint in this matter, Nintendo confirmed that for each
19 of the Nintendo Switch Games identified in Schedule A, one or more unauthorized digital copies
20 of that game was at that time being offered for download, or had recently been offered for
21 download, through LiberaShop.

22 I declare under penalty of perjury under the laws of the United States of America that the
23 foregoing is true and correct to the best of my knowledge, information, and belief.

24 Executed on October 2, 2025, at REDMOND, Washington.


25
26 
27 Tanner Lauerman
28

EXHIBIT 24

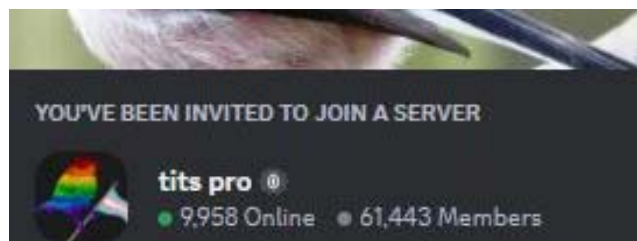
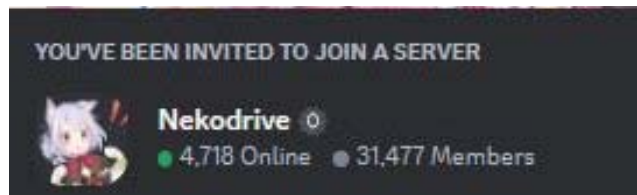
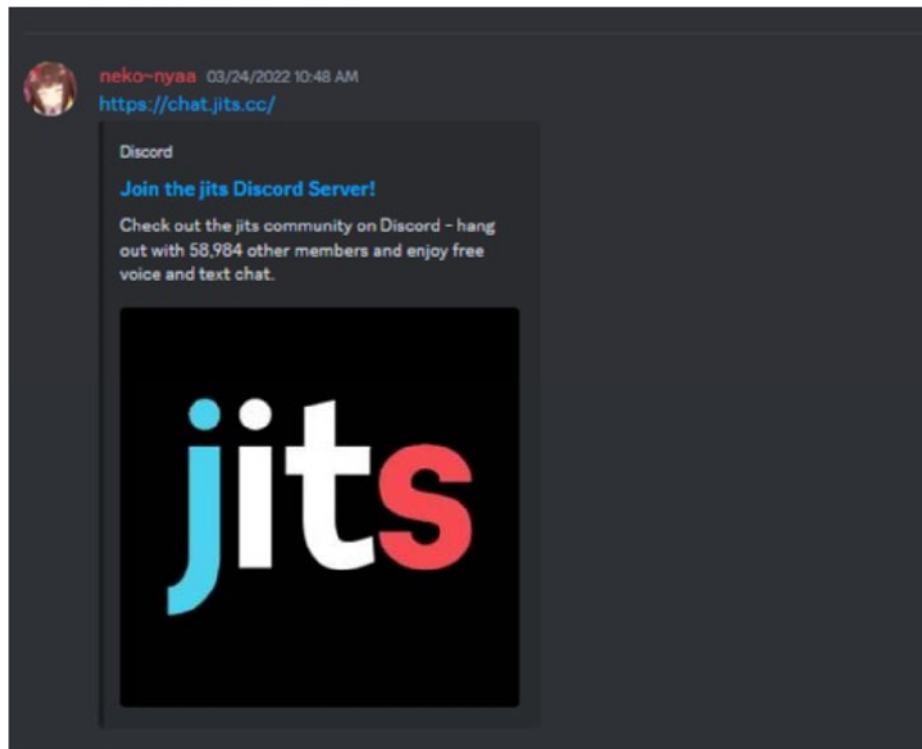


EXHIBIT 25

↑ 234 ↓
Introducing LiberaShop, a new Tinfoil shop New
Close

234

r/SwitchPirates · Posted by u/LiberaShop 5 hours ago

Introducing LiberaShop, a new Tinfoil shop

News

After looking at the public shops currently available, I noticed they were unavailable all the time due to quota and rate limits. Today, I'd like to introduce LiberaShop, a new Tinfoil shop to address the lack of working public shops.

LiberaShop has no quota limits, or limits for that matter. You don't need to set up OAuth, link a key to your Discord account, or contribute missing content. You'll always be able to download content regardless of how many people use it. Searching by Title ID is possible if you prefer finding titles that way and you can also view the available languages of a title by pushing Y in Tinfoil.

Join the Discord server to see how to access it here: <https://chat.librashop.rs/>. Please note that you aren't allowed to talk about shops or Tinfoil in this unaffiliated community.

72 Comments Share Save ...
15 people here 🍷👤

Comment as: [REDACTED]

What are your thoughts?

B i ⌂ ↺ <> A^ 🔒 ↻ ⌨️ ☰ ...
Markdown Mode Comment

Sort By: Best ▾ Search comments

●

AutoModerator MOD 🗯️ · 5 hr. ago · [Sticked comment](#)

HEY, NEW USERS!

Remember to read [The Wiki](#) for the basics! Check the [FAQ](#) for basic questions! Threads created for basic questions will be removed, so ask them in that thread.

If you are having a problem with running titles then make sure you have up-to-date [sigma patches](#). If you cannot launch tinfoil then make sure you followed the [Bentry guide](#) to set up cfw.

Do not message moderators for Switch hacking support. You will be ignored. Follow the guide or post in the relevant thread.

I am a bot, and this action was performed automatically. Please [contact the moderators of this subreddit](#) if you have any questions or concerns.

r/SwitchPirates

Get information on everything revolving around piracy on the Nintendo Switch from apps, games, development, and support. That being said, if you enjoy a game and you have sufficient money consider supporting the developers by buying it :) No one, anything posted here, or any content is endorsed, sponsored, or posted by, for, or on Nintendo's behalf. This subreddit and its content are entirely separate.

Created May 20, 2018

174k
People
861
Doing Stuff

Join

COMMUNITY OPTIONS ▾

r/SwitchPirates Rules

1. No Pirated Content. ▾
2. No Asking for Rom Sites. ▾
3. No Calls for Action or Posts Specifically Directed at Any Individual, Group, or Service. ▾
4. Posts Must Be Related to Nintendo Switch Piracy on a Physical Switch. ▾
5. SwitchPirates is not Switch Emulator Support. ▾
6. Check the Pinned Post & FAQ Before Asking Noob Questions. ▾
7. No Exchange of Goods or Services. ▾

Sort By: Best
Search comments

AutoModerator MOD 5 hr. ago · *Sticked comment*

HEY, NEW USERS!

Remember to read [The Wiki](#) for the basics! Check the [FAQ](#) for basic questions! Threads created for basic questions will be removed, so ask them in that thread.

If you are having a problem with running titles then make sure you have up-to-date [sigma patches](#). If you cannot launch tinfoil then make sure you followed the [Bentry guide](#) to set up cfv.

Do not message moderators for Switch hacking support. You will be ignored. Follow the guide or post in the relevant thread.

I am a bot, and this action was performed automatically. Please [contact the moderators of this subreddit](#) if you have any questions or concerns.

Vote
Reply
Share

archbox 5 hr. ago
Moderator + jita/shop support

10/10, A+++ shop would use again

58
Reply
Share

EvenP1xd 4 hr. ago

Second Best free shop ever made.

5
Reply
Share

BadrMods 4 hr. ago

amazing

3
Reply
Share

Either-Assumption382 2 hr. ago

Uhm... I thought it's your own?

1
Reply
Share

BadrMods 1 hr. ago

it is shhhh

3
Reply
Share

Dpoekilla_24 4 hr. ago

This is exactly the kind of way a shop should be set up. Thank you for your work and i hope it

r/SwitchPirates Rules

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2. No Asking for Rom Sites.
3. No Calls for Action or Posts Specifically Directed at Any Individual, Group, or Service.
4. Posts Must Be Related to Nintendo Switch Piracy on a Physical Switch.
5. SwitchPirates is not Switch Emulator Support.
6. Check the Pinned Post & FAQ Before Asking Noob Questions.
7. No Exchange of Goods or Services.
8. No Asking for Selling Advice.
9. No Proprietary Software.
10. Respect Everyone.
11. No spam.





--> RESOURCES <--

Switch Pirates Discord

Wiki

Homebrew Guide

Related communities

	r/NXThemes 27,761 members	<div>Join</div>
	r/SwitchHacks 134,762 members	<div>Join</div>
	r/SwitchHacking 94,457 members	<div>Join</div>
	r/Switchloader 13,766 members	<div>Join</div>

Filter by Flair

EXHIBIT 26

Libera Shop

community


homebrew

helpful

shop

February 22, 2024

NEW



teknik

OP

02/22/2024 6:24 AM

shop info: <https://t.me/liberashop>

New Release log: <https://t.me/liberashopchangelog> (edited)


Telegram

LiberaShop

This is THE ONLY official channel of LiberaShop. Our welcome message in Tinfoil has a link which leads here. Changelog: <https://chat.liberashop.rs/changelog> Community: <https://chat.liberashop.rs/community> Owner: @liberashopdotrs

19


Follow



archbox

1

02/22/2024 10:28 AM



archbox


02/22/2024 7:24 PM

LiberaShop has all of the saves and firmware files that were hosted on Ecchi's, plus newly uploaded ones, please feel free to share your savgames using the link in the Telegram.

Also has homebrew NSZs, retroroms, every demo and base title with no delay + every update immediately. There are quite a few DLCs missing though, please vising the Telegrams and check if you have or are able to get any.

There is also custom metadata added to the index so that you can search for games in tinfoil by pushing + from the home screen and entering the titleid (makes searching for JP titles possible) and pushing Y on any title will show a list of languages that the game supports. This also no longer makes your metadata dependent on the tinfoil domains being up, so you will still have game icons etc. even if the tinfoil site is down or if your ISP/government blocks it (like in Spain and Italy). Note that this makes the index quite large so it is not recommended to launch Tinfoil with any other large shop enabled due to Switch performance issues.

February 25, 2024



archbox

02/25/2024 9:14 AM

In addition to serving updated titledb info to all users, LiberaShop will also provide an NSZ of the latest Tinfoil version if your Tinfoil is outdated. This is especially useful for anyone in Spain or Italy due to the main Tinfoil website being blocked. It is also a backup source for whenever Tinfoil's site is down or if you are an applet NRO user since updating a running tinfoil NRO isn't possible. You may have to install the NSZ through the File Browser tab (the only time you will use this tab with a shop).

NOA Decl., page 11

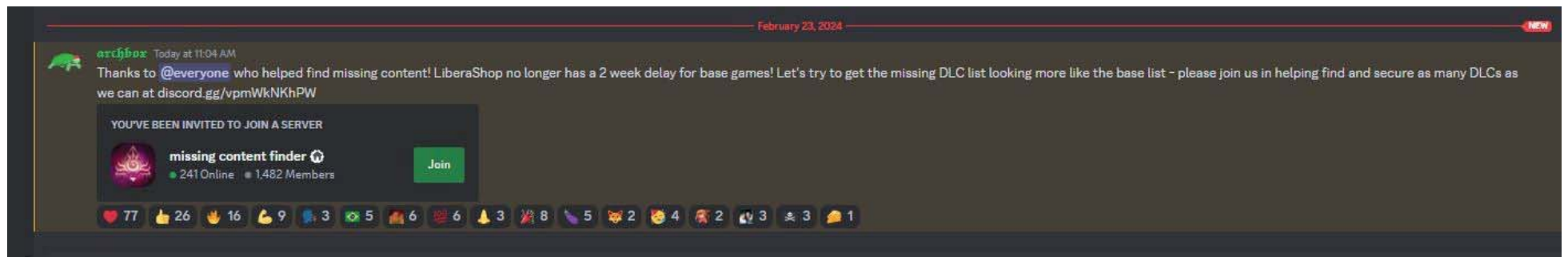


EXHIBIT 27

teknik.app
 unity Server
 an invite link can join.
 9 Boosts
 K.APP
 Browse Channels
 # joins
 INFORMATION
 announcements
 rules
 MAIN
 # general
 EXTRAS
 # ❤️-thanks

general No-questions; No-Support Channel. It's all gone.

wantom the neogenog i ne meatballs in my spaghetti sauce are try, what are the best tomatoes?

Shuancito VIP Today at 8:23 AM
 Red ones

loafy Today at 8:40 AM
 Would like the recipe for the secret sauce too! 🍅🍅 ty

Chloe Today at 8:46 AM
 I dmed you but pins has a "point in right direction" thing

libera tienda Tinfoil 2024 Today at 8:46 AM
 Can I recommend that people do a Google for the "jits site" to find a really good recipe? Or look around on reddit?
 3

DarthLlama VIP Today at 8:55 AM
 Member tacos with hands cover. Glad I've got my supply. Now just need dessert tacos

libera tienda Tinfoil 2024
 archbox
 libera/tienda
 MEMBER SINCE
 Jul 25, 2017 · Jan 27, 2024
 NO ROLES
 NOTE
 Click to add a note
 Message @archbox

recommend on their Taco, please share and send me a DM. Thank you! 🙏🍅

libera tienda Tinfoil 2024 Can I recommend that people do a Google for the "jits site" to find a really good recipe? Or look around on reddit?

EXHIBIT 28

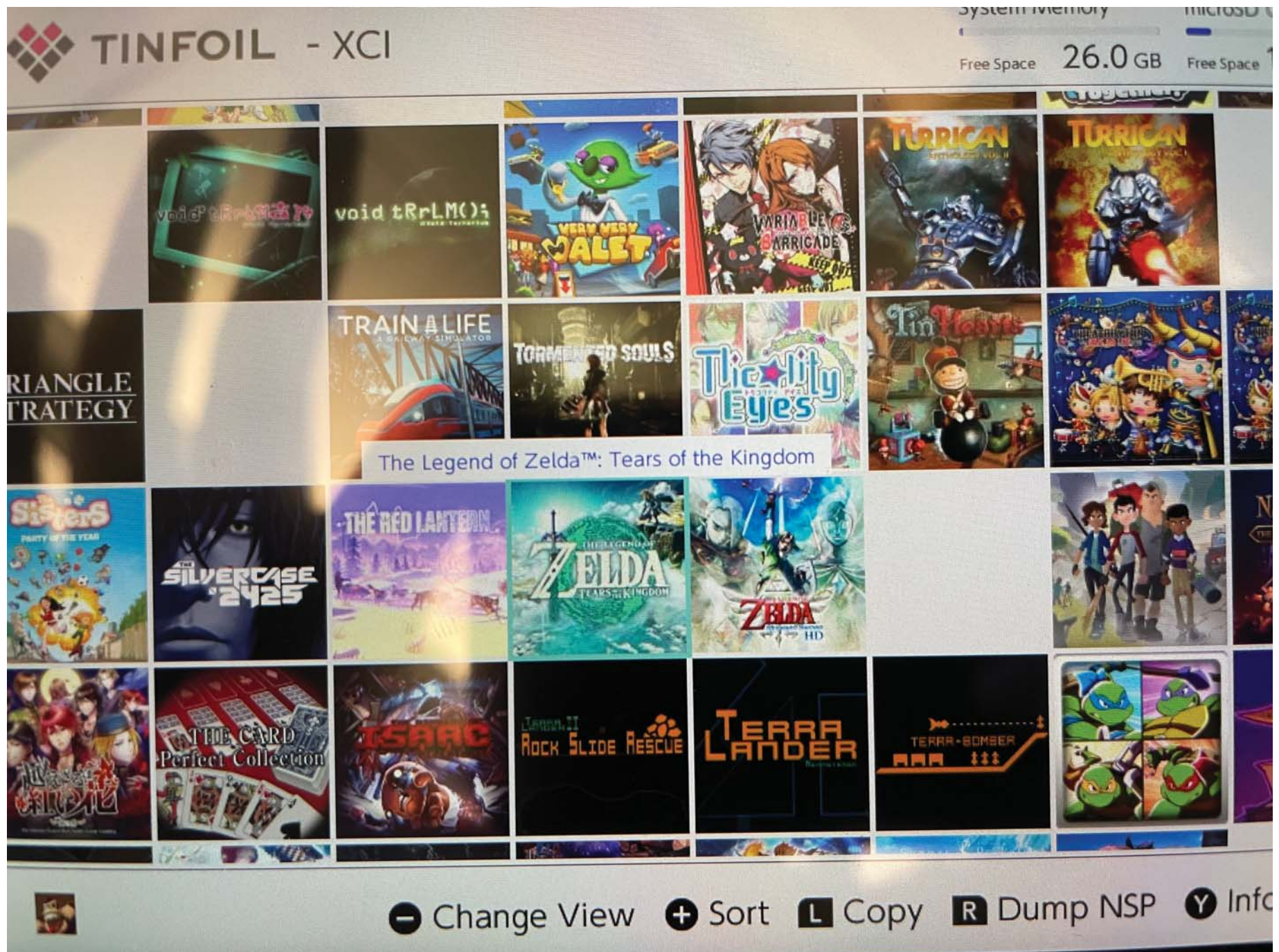


EXHIBIT 29

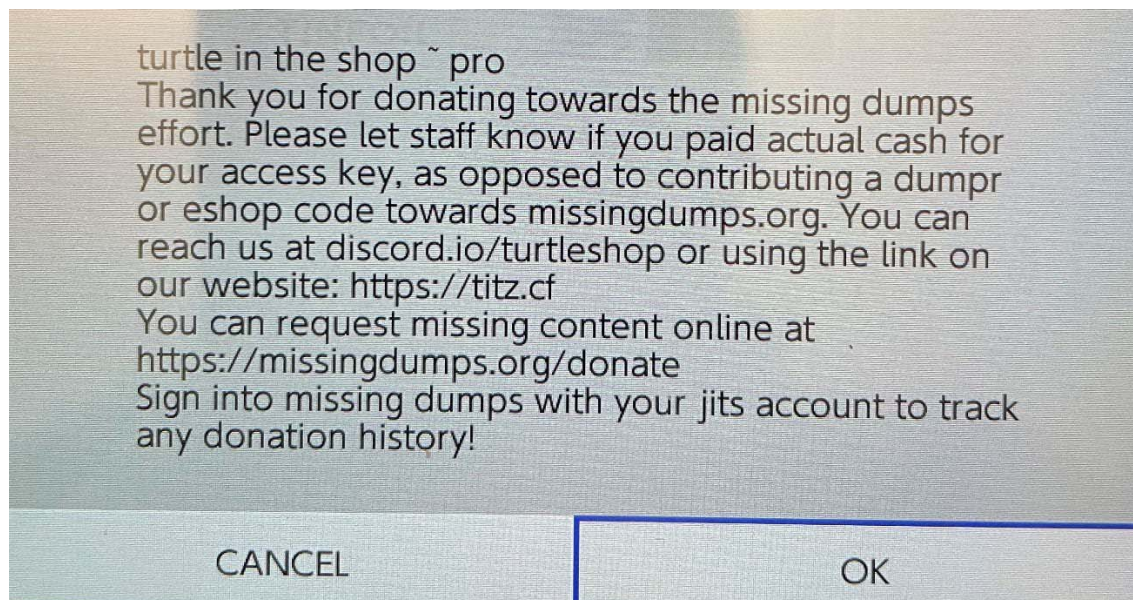


EXHIBIT 30

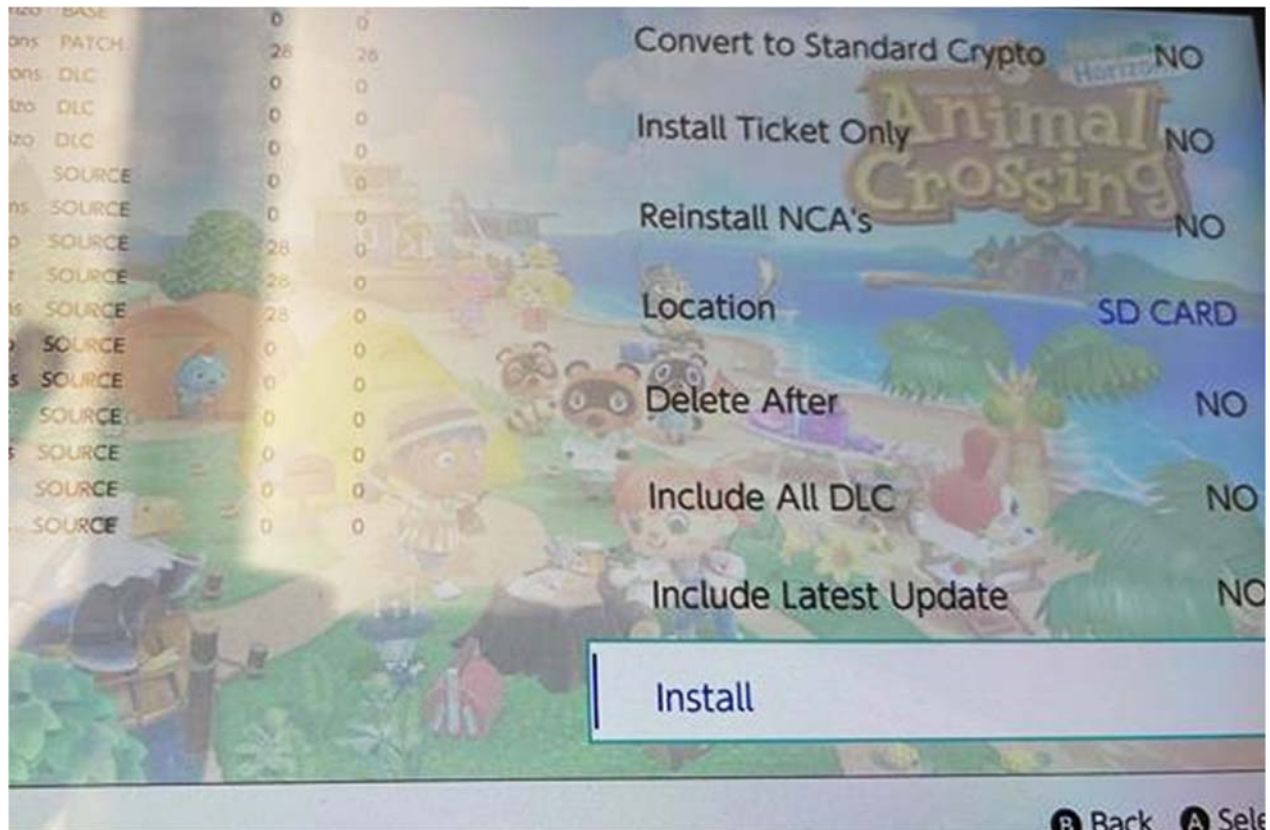


EXHIBIT 31

Language: en

Filters marid

<< < Page 1 of 2 > >>














Name	Release Date	Actions
 MARIO + RABBIDS SPARKS OF HOPE ID: 0100317013770000 DLC Mario + Rabbids® Sparks of Hope: Megabug Collection Weapon Skins Pack ID: 0100317013771002	October 20th, 2022	View Base nsz v0 (0)
 MARIO + RABBIDS SPARKS OF HOPE ID: 0100317013770000	October 20th, 2022	View Base nsz v0 (0) Update nsz v2 (131072)
 Mario Strikers: Battle League Football ID: 010019401051C000	June 10th, 2022	View Base nsz v0 (0) Update nsz v4 (262144)
 Mario Strikers: Battle League Football – First Kick ID: 01008A30182F2000	May 27th, 2022	View Base nsp v0 (0)
 MELTY BLOOD: TYPE LUMINA - Deluxe Edition ID: 01001E30126A0000 DLC DLC: Playable Character - Mario ID: 01001E30126A1018	April 14th, 2022	View Base nsz v0 (0)
DLC DLC: Mario Round Announcements ID: 01001E30126A101A	April 14th, 2022	View Base nsz v0 (0)
 Rune Factory 5 ID: 01002F7013224000 DLC The Marionette and the Glorious Horse Swimsuit Set + New Ranger Care Package Item Pack ID: 01002F70132250CB	March 22nd, 2022	View Base nsz v0 (0)
 Mario Kart™ 8 Deluxe ID: 0100152000022000 DLC Mario Kart 8 Deluxe ID: 0100152000023001	March 18th, 2022	View Base nsz v1 (65536)
 Mario Party™ Superstars ID: 01006FE013472000	October 29th, 2021	View Base xcz v0 (0) Update nsz v2 (131072)
 MARIOZZA COPS ID: 01008D301446C000	June 29th, 2021	View Base nsz v0 (0) Update nsz v1 (65536)
 Mario Golf™: Super Rush ID: 0100C9C00E25C000	June 25th, 2021	View Base nsz v0 (0) Update nsz v4 (262144)
 Super Mario™ 3D World + Bowser's Fury ID: 010028600EBDA000	February 12nd, 2021	View Base nsz v0 (0) Update nsz v1 (65536)
 Mario Kart Live: Home Circuit™ ID: 0100ED100BA3A000	October 16th, 2020	View Base nsz v0 (0) Update nsz v3 (196608)
 Super Mario Bros.™ 35 ID: 0100277011F1A000	October 1st, 2020	View Base nsz v0 (0) Update nsz v2 (131072)

EXHIBIT 32

Q zelda X 𐀀

Search results

Type ▾ People ▾ Modified ▾ ✓ nekodrive sync X Title only To do ▾ Clear all





























































Name	Owner	Last modified	File size	Location
 The Legend of Zelda Tears of the Kingdom [0100F2C0115B6800][v393216].nsz 	 Nekodrive 2 sync	Aug 22, 2023 nekonya@nya...	298.2 MB	 updates
 The Legend of Zelda Tears of the Kingdom [0100F2C0115B6000][v0].nsz 	 Nekodrive 2 sync	May 26, 2023 nekonya@nya...	15.22 GB	 base
 The Legend of Zelda: Tears of the Kingdom [0100F2C0115B6000][v0].xcz 	 Nekodrive 2 sync	May 10, 2023 nekost@nyaa...	15.22 GB	 xcz
 The Legend of Zelda Tears of the Kingdom [0100F2C0115B6000][v0].xcz 	 Nekodrive 2 sync	May 1, 2023 nekost@nyaaa...	15.22 GB	 xcz
 The Legend of Zelda Breath of the Wild [The Legend of Zelda Breath of the Wild D... 	 Nekodrive 2 sync	Jun 14, 2020 drive45@turtl...	1,009.9 MB	 dlc
 The Legend of Zelda Breath of the Wild [The Legend of Zelda Breath of the Wild D... 	 Nekodrive 2 sync	Jun 14, 2020 drive45@turtl...	55 KB	 dlc
 Legend of Zelda, The - Ocarina of Time.z64 	 Nekodrive 2 sync	Nov 8, 2021 drive7@turtlen...	32 MB	 n64
 Legend of Zelda, The - Majora's Mask.z64 	 Nekodrive 2 sync	Nov 8, 2021 drive7@turtlen...	32 MB	 n64
 Legend of Zelda, The - Parallel Worlds Remodel.sfc 	 Nekodrive 2 sync	Nov 1, 2021 drive49@turtlen...	1.5 MB	 SNES
 Legend of Zelda, The - Parallel Worlds.sfc 	 Nekodrive 2 sync	Nov 1, 2021 drive49@turtlen...	2 MB	 SNES
 Legend of Zelda, The - A Link to the Past - Redux.sfc 	 Nekodrive 2 sync	Nov 1, 2021 drive49@turtlen...	2 MB	 SNES
 Zelda II - The Adventure of Link - Redux.nes 	 Nekodrive 2 sync	Nov 1, 2021 drive49@turtlen...	256 KB	 NES
 Legend of Zelda, The - Redux.nes 	 Nekodrive 2 sync	Nov 1, 2021 drive49@turtlen...	128 KB	 NES
 Legend of Zelda, The - Majora's Mask - Widescreen Redux.z64 	 Nekodrive 2 sync	Nov 1, 2021 drive7@turtlen...	32 MB	 n64
 Legend of Zelda, The - Majora's Mask - Masked Quest.z64 	 Nekodrive 2 sync	Nov 1, 2021 drive7@turtlen...	32 MB	 n64

EXHIBIT 33

Folder Name	Folder Path	File name	Download Link	File Size	Created At
base	Nekodrive sync > nsz > base	Nintendo Switch Sports [0100D2F00D5C0000][v0].nsz	https://drive.google.com/uc?id=12r0H2uWMR2zw4KjY0Q5n1CkIBSSWMk&export=download	1.4 GB	May 6, 2022 at 10:38:21 PM
base	Nekodrive sync > nsz > base	Big Brain Academy Brain vs Brain [0100620012D6E000][v0].nsz	https://drive.google.com/uc?id=1LGfCH_zGzAKJAba-BvtsaSzX1s82GIPr&export=download	503.09 MB	May 6, 2022 at 8:34:23 PM
base	Nekodrive sync > nsz > base	Metroid Dread [010093801237C000][v0].nsz	https://drive.google.com/uc?id=1Mjb-WVkd865GFxbpTTY0jaeU2jKF-Ojd&export=download	3.13 GB	May 6, 2022 at 10:35:04 PM
base	Nekodrive sync > nsz > base	WarioWare Get It Together! [0100563010E0C000][v0].nsz	https://drive.google.com/uc?id=14hYm27VXEI-46XnXZ2QlzyDyhqo2mFBc&export=download	1.26 GB	May 6, 2022 at 11:01:44 PM
base	Nekodrive sync > nsz > base	Game Builder Garage [0100FA5010788000][v0].nsz	https://drive.google.com/uc?id=1kBDy3QwiLUxEnFTc47xpsDKYc98X7Y0U&export=download	665.05 MB	May 6, 2022 at 10:25:06 PM
base	Nekodrive sync > nsz > base	Super Mario 3D World + Bowser's Fury [010028600EBDA000][v0].nsz	https://drive.google.com/uc?id=1c5q2hHdd2kXjMHLqwlFp1cQMUfv6MMA-&export=download	2.07 GB	May 6, 2022 at 10:52:33 PM
base	Nekodrive sync > nsz > base	Splatoon 2 [0100F8F0000A2000][v0].nsz	https://drive.google.com/uc?id=1X_uLhBJPbkSSFtGRxvpl2QB5elUQNbl&export=download	2.31 GB	May 6, 2022 at 10:51:02 PM
base	Nekodrive sync > nsz > base	Splatoon 2 [01003BC0000A0000][v0].nsz	https://drive.google.com/uc?id=1j0lsv3IECBzZ3mnlBm9nNpRWDcEHt5T3&export=download	2.31 GB	May 6, 2022 at 10:51:02 PM
base	Nekodrive sync > nsz > base	Yoshi's Crafted World [01006000040C2000][v0].nsz	https://drive.google.com/uc?id=1wWPL5q9ohFyXV6dg45xEFVoCT9wFc5U1&export=download	4.94 GB	May 6, 2022 at 11:03:34 PM
base	Nekodrive sync > nsz > base	Captain Toad Treasure Tracker [01009BF0072D4000][v0].nsz	https://drive.google.com/uc?id=19WdCFsKua-SD_PqpHBShvhpxOZsk_wf&export=download	926.68 MB	May 6, 2022 at 8:36:49 PM
base	Nekodrive sync > nsz > base	Donkey Kong Country Tropical Freeze [0100C1F0051B6000][v0].nsz	https://drive.google.com/uc?id=1wi37pQG8rax-Z-GJWUki7GS1Jm5rxAd0&export=download	6.2 GB	May 6, 2022 at 8:42:20 PM
base	Nekodrive sync > nsz > base	ARMS [01009B500007C000][v0].nsz	https://drive.google.com/uc?id=1QRaD4wGmUEACuejl1yBko3h-SUno77Q8&export=download	1.74 GB	May 6, 2022 at 7:31:10 PM
base	Nekodrive sync > nsz > base	Luigi's Mansion 3 [0100DCA0064A6000][v0].nsz	https://drive.google.com/uc?id=1SRdN0Ldl6jIAIOg1aZRKpLbTqJH4FNyR&export=download	5.61 GB	May 6, 2022 at 10:33:31 PM
base	Nekodrive sync > nsz > base	New Super Mario Bros U Deluxe [0100EA80032EA000][v0].nsz	https://drive.google.com/uc?id=1AkL3WZ41KuxMJa_TTENsTp-ETAFv22aw&export=download	1.38 GB	May 6, 2022 at 10:37:56 PM